

**Grand Prairie**  
T E X A S

City Attorney's Office: 317 College St, Grand Prairie, TX 75050

May 6, 2019

The Attorney General of Texas  
P.O. Box 12548  
Austin, TX 78711-2548

Re: Open Records/Public Information request  
Request for Opinion – (Reference Number: GPCA 19-0060)

Dear Sir or Madam:

On April 23, 2019, the City of Grand Prairie's Police Department received a written request for information from Malcom Chakery seeking police report related to incident number 19-7597. A copy of the request is enclosed as Exhibit "A". A representative sample of the responsive records is enclosed as Exhibit "B". The City believes the information requested is excepted from disclosure under Texas Government Code §552.108 and requests a ruling on the same.

The records enclosed as Exhibit "B" are records of a law enforcement agency, the Grand Prairie Police Department, and relate to a matter which has not received final disposition in court. On numerous occasions the courts have reasoned that release of records related to a case which is still pending would presumptively interfere with the detection, investigation, and prosecution of crime. *See Houston Chronicle Publ'g Co. v. City of Houston*, 531 S.W.2d 177, 184-85 (Tex. Civ. App.—Houston {14<sup>th</sup> Dist.] 1975, *writ ref'd n.r.e.*, 536 S.W.2d 599 (Tex. 1976) (per curium). As such, the City contends the enclosed records are excepted from disclosure under Government Code §552.108.

Therefore, the City contends that Exhibit "B" is excepted from disclosure under the above referenced provisions. Please don't hesitate to contact me if you have any questions related to this request. Thank you for your attention to this matter.

Sincerely,

*TB*

Tiffany Bull  
Assistant City Attorney

Enclosures (2)

CC without enclosures: Requestor  
PD Records